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Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450 Express Mail Mailing Label No.: EL 983 138 004 US

Date of Deposit: November 3, 2003

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lani Víllani Barbara

Attorney Docket No. 03665/LH

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Pursuant to 37 CFR 1.53(b), transmitted herewith for filing is the patent application of

Inventor(s):

Mitsuru ARAI of Oyama-shi, Japan

Naoki ISHIZAKI of Minamikawachi-machi, Japan

"VOLUME CONTROL APPARATUS OF RADIAL PISTON PUMP OR MOTOR AND POSITIONING Title: APPARATUS"

Priority Claim (35 U.S.C. 119) is made, based upon:

No. 2002-342560

filed November 26, 2002

ASSIGNMENT INFORMATION FOR PUBLICATION:

KOMATSU LTD. 3-6, Akasaka 2-chome Minato-ku, Tokyo 107-8414 JAPAN

## **Enclosed herewith are:**

[X]

[X]Declaration and Power of Attorney [X] executed; | | unexecuted (supplied for information purposes) [X] Sheets of drawings, Figures 1 - 6 [X] Formal [] Informal [X]Assignment and "Patents" Recordation Form Cover Sheet (PTO-1595) AND \$40. RECORDATION FEE. [X]Certified copy of priority document identified above

Specification (Description, Claims, Abstract): Pages 1 - 35; Number of claims 1 - 4

- [X ] Information Disclosure Statement; [X] Form PTO/SB/08A
- [X] Change of Correspondence Address (Form PTO/SB/122)
- [X] Receipt Postcard

Number Filed				Number Extra	a Rate	Calculations		
Total Claims	4	20	=	<u> </u>	x \$18.00 =	\$	•	
Independent Claims MULTIPLE DEPEND	3 ENT CLA	- 3 IMS	=		x \$86.00 = + \$290.00 =	\$ \$		
				BASI	C FEE	\$ 770.00		
	Total of above Calculations				\$ <u>770.00</u>			

To the extent not tendered by check, authorization is given to charge any fees under 37 CFR 1.16 and 1.17 during pendency of the application, or to credit any overpayment, to Deposit Account No. 06-1378. Duplicate copy of this letter is enclosed.

FRISHAUF, HOLTZ, GOODMAN & CHICK, P.C.

Bv:

**DOUGLAS HOLTZ** Reg. No. 33,902

LH:bv

PTO/SB/122 (10-00)

Approved for use through 10/31/2002, OMB 0651-0035 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

CHANGE OF	Application Number	Not yet assigned
CORRESPONDENCE ADDRESS  Application	Filing Date	Herewith
Application	First Named Inventor	ARAI
Address to: Commissioner for Patents	Group Art Unit	
P.O. Box 1450 Alexandria, VA. 22313-1450	Examiner Name	
71074Hulla, VA. 22010-1400	Attorney Docket Number	03665/LH

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[ ] Assignee of record of the entire interest. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).								
[X] Attorney or Agent of record. Registration No. 22,974								
[ ] Registered practitioner named in the application transmittal letter in an application without an executed oath or								
declaration. See 37 CFR 1.33(a)(1). Registration Number								
Typed or Printed								
Name	Douglas Hol	tz, Reg	. No.	33,	902			
Signature	2011		·····					
Date November 3,	2003	Telephone:	(212) 31	9-49	900			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.								
[ ] Total of forms are submitted.								

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is govered by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 3 minuted t o complete, including gathering, preparing and submitting the completed application to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.